

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MISSOURI**

A.B.S., as surviving daughter of deceased )  
ANTHONY L. SMITH, and a minor, by )  
and through her next friend CHRISTINA )  
WILSON, )

Plaintiff, )

v. )

BOARD OF POLICE COMMISSIONERS, )  
Et al., )

Defendants. )

Case No.: 4:12-cv-00202-JCH

**JOINT STATUS REPORT**

COME NOW Plaintiff A.B.S. and Annie Smith, Respondent Board of Police Commissioners and Intervenor Missouri Attorney General and for their Joint Status Report in response to the Court's February 11, 2019 Order (Doc. 214) state to the Court as follows:

1. As a result of the Court's ruling on January 8, 2019 and clarification of same during the January 9, 2019 teleconference, the contemplated settlement referenced during the January 8, 2019 hearing is void.
2. Subsequent to the Court's January 9, 2019 telephone conference, the parties discussed settlement terms that would include the claims of Annie Smith.
3. The parties have been unsuccessful in their efforts to settle this matter and request this case be placed back on the Court's regular docket and a new scheduling order be entered.
4. Mrs. Smith requests 21 days to file any and all claims.

5. In the alternative to placing this matter on the Court's regular docket, the parties hereto are willing, subsequent to Ms. Smith's filing of her potential claims, to engage in one additional day of mediation, enforced by Court Order.

WHEREFORE Plaintiff, Intervenor Attorney General's Office and the Respondent Board of Police Commissioners pray this Honorable Court set a date certain by which third parties must file claims herein and for such other and further relief as the Court may deem just and proper under the circumstances.

KODNER WATKINS, LC

/s/ Albert S. Watkins

By: ALBERT S. WATKINS, LC #34553MO  
MICHAEL D. SCHWADE, #60862MO  
The Pierre Laclède Center  
7733 Forsyth Blvd., Suite 600  
Clayton, Missouri 63105  
314-727-9111 (telephone)  
314-727-9110 (facsimile)  
[albertswatkins@kwklaw.net](mailto:albertswatkins@kwklaw.net)  
[mschwade@kwklaw.net](mailto:mschwade@kwklaw.net)  
*Attorneys for Plaintiff*

JULIAN BUSH  
CITY COUNSELOR

By: /s/ Michael Garvin  
Michael Garvin # 39817 MO  
Andrew D. Wheaton #65269 MO  
Associate City Counselor  
Erin K. McGowan #64020MO  
Associate City Counselor  
City Hall, Room 314  
St. Louis, MO 63103  
314.622.3361  
FAX: 314.622.4956  
[garvinm@stlouis-mo.gov](mailto:garvinm@stlouis-mo.gov)  
[Wheatona@stlouis-mo.gov](mailto:Wheatona@stlouis-mo.gov)  
[McGowanE@stlouis-mo.gov](mailto:McGowanE@stlouis-mo.gov)

ERIC SCHMITT  
MISSOURI ATTORNEY GENERAL

/s/ D. John Sauer  
D. John Sauer, MO 58721  
First Assistant and State Solicitor  
Joshua M. Divine, MO 69875  
Deputy Solicitor  
Supreme Court Building  
207 W. High Street  
P.O. Box 899  
Jefferson City, MO 65102  
Tel: (314) 340-7861  
Fax: (314) 340-7029  
Email: [John.Sauer@ago.mo.gov](mailto:John.Sauer@ago.mo.gov)

The Legal Solution Group, LLC

By: Jermaine Wooten MO 59338  
[Wootenjlw1@aoL.com](mailto:Wootenjlw1@aoL.com)  
4144 Lindell Suite 225  
St. Louis, MO 63108  
314-531-1708 Office

Daniel A. Dailey, Esq.  
**Kingdom Litigators, Inc.**  
**A Public Interest Law Firm**  
166 W. Washington Ste. 275  
Chicago, IL 60602  
p: (312) 877-1611  
f: (312) 277-3370  
[ddailey@kingdomlitigators.com](mailto:ddailey@kingdomlitigators.com)  
IL Bar: 6312616

**CERTIFICATE OF SERVICE**

Signature above is certification that on this the 18<sup>th</sup> day of February, 2019 a true and correct copy of the foregoing document was filed electronically using the CM/ECF System which will cause a copy to be served upon all counsel of record.